

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hill et al.
Appl. No.: 10/550,742
Conf. No.: 6069
Filed: September 22, 2005
Title: GELLED FOOD PRODUCT WITH A LIQUID CENTRE
Art Unit: 1761
Examiner: Unknown
Docket No.: 112701-658

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 37 C.F.R. 1.97, and 37 C.F.R. 1.98, Applicants request that a citation and examination of the references cited on the attached PTO-1449 form be made during the course of examination of the above-identified application for United States patent. Pursuant to 37 C.F.R. 1.98, copies of all foreign patent documents and non-patent documents are enclosed. Also enclosed is a copy of the International Search Report.

The Commissioner is hereby authorized to charge deposit account 02-1818 for any fees which are due and owing.

Applicants look forward to early and favorable consideration of this matter.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY 

Robert M. Barrett
Reg. No. 30,142
Customer No. 29157

Dated: June 14, 2006

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference NO 7257/WO	FOR FURTHER ACTION see Form PCT/ISA/220 as well as, where applicable, item 5 below.	
International application No. PCT/EP2004/002490	International filing date (day/month/year) 11/03/2004	(Earliest) Priority Date (day/month/year) 24/03/2003
Applicant NESTEC S.A.		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 4 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

- a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

- b. ☐ With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. ☐ Certain claims were found unsearchable (See Box II).

3. ☐ Unity of invention is lacking (see Box III).

4. With regard to the title,

☒ the text is approved as submitted by the applicant.

☐ the text has been established by this Authority to read as follows:

5. With regard to the abstract,

☒ the text is approved as submitted by the applicant.

☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regards to the drawings,

- a. the figure of the drawings to be published with the abstract is Figure No. 1

☒ as suggested by the applicant.

☐ as selected by this Authority, because the applicant failed to suggest a figure.

☐ as selected by this Authority, because this figure better characterizes the invention.

- b. ☐ none of the figures is to be published with the abstract.

INTERNATIONAL SEARCH REPORT

International Application No
PCT/EP2004/002490

A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 A23L1/00 A23G3/00 A23G1/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 A23G A23L A61K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, FSTA, WPI Data, PAJ

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 2001/024678 A1 (SCOTT ROBERT ET AL) 27 September 2001 (2001-09-27) paragraphs '0029! - '0031!	1, 12, 18, 22, 23
Y	WO 02/30213 A (NESTLE SA ; ONG MEI HORNG (GB); JONES ADRIENNE SARAH (GB); SOLDANI CRI) 18 April 2002 (2002-04-18) cited in the application claims; examples	1-35
Y	MANUFACTURING CONFECTIONER, vol. 82, no. 5, 2002, pages 65-72, XP008033085 HERSHEY, USA page 68 - page 72	1-32

☒ Further documents are listed in the continuation of box C.☒ Patent family members are listed in annex.

* Special categories of cited documents:

A document defining the general state of the art which is not considered to be of particular relevance

E earlier document but published on or after the international filing date

L document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)

O document referring to an oral disclosure, use, exhibition or other means

P document published prior to the international filing date but later than the priority date claimed

T later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

X document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

Y document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

G document member of the same patent family

Date of the actual completion of the international search

22 July 2004

Date of mailing of the international search report

30/07/2004

Name and mailing address of the ISA

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INTERNATIONAL SEARCH REPORT

International Application No

PCT/EP2004/002490

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	WO 01/91721 A (STALEY MFG CO A E) 6 December 2001 (2001-12-06) page 1, lines 7-14 page 4, columns 12-18 -----	1-35
A	US 5 607 716 A (DOHERTY CHERYL A ET AL) 4 March 1997 (1997-03-04) column 2, lines 25-44; claims 7,23,35 -----	1-35
A	& EP 0 515 864 A (HERSHEY FOODS CORP) 2 December 1992 (1992-12-02) cited in the application -----	1-35
A	WO 97/00620 A (CERESTAR USA INC) 9 January 1997 (1997-01-09) example 7 -----	1-35

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP2004/002490

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
US 2001024678	A1	27-09-2001	NONE	
WO 0230213	A	18-04-2002	GB 2367736 A AU 1230302 A BR 0114534 A CA 2424928 A1 CN 1479579 T WO 0230213 A1 EP 1326500 A1 JP 2004510446 T US 2003219514 A1	17-04-2002 22-04-2002 13-01-2004 18-04-2002 03-03-2004 18-04-2002 16-07-2003 08-04-2004 27-11-2003
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